

January 04, 2010

CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

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UNITED STATES BANKRUPTCY COURT
 EASTERN DISTRICT OF CALIFORNIA

In re

DOUGLAS E. CLYMER
 WENDY CLYMER

Debtors

) Case No.: 2009-29996

) DC No.: REY-3

) ORDER CONVERTING CASE FROM
) CHAPTER 13 TO CHAPTER 7
) (11 U.S.C. § 1307(a))

) Location: United States Bankruptcy Court
) 501 I St., 6th Floor
) Sacramento, CA

) Date: N/A

) Time: N/A

) Dept: D

) Courtroom: 34

) Judge: Honorable Robert Bardwill

**ORDER CONVERTING CASE UNDER CHAPTER 13 TO A CASE
 UNDER CHAPTER 7**

The Debtor(s) filed a declaration, in accordance with 11 U.S.C. § 1307(a), seeking to convert this case under Chapter 13 to a case under Chapter 7 of the Bankruptcy Code (Title 11 of the United States Code). The court has considered the record and finds that this case should be converted to a Chapter 7 case.

IT IS ORDERED THAT:

1. This Chapter 13 case is converted to a case under Chapter 7 of the Bankruptcy Code.

ORDER CONVERTING CASE FROM CHAPTER 13 TO CHAPTER 7

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 EASTERN DISTRICT OF CALIFORNIA
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1 2. The Chapter 13 Trustee within 30 days of the date of this Order shall file an accounting
2 of all receipts and distributions made, together with a schedule of all unpaid debts incurred after
3 the commencement of the Chapter 13 case, as required by Federal Rule of Bankruptcy Procedure
4 1019(5).

5 3. The Chapter 13 Trustee forthwith shall turn over to the Chapter 7 Trustee all records
6 and property of the estate remaining in the Chapter 13 Trustee's custody and control, as required
7 by Federal Rule of Bankruptcy Procedure 1019(4).

8 4. The Debtor(s) within 15 days of the date of this order shall file the statements and
9 schedules required by Bankruptcy Rules 1019(1)(A) & 1007(c), if such documents have not
10 already been filed.

11 5. The Debtor(s) within 30 days of the date of this Order shall, if the case is converted
12 after the confirmation of a plan, file:

13 a) a schedule of all property not listed in the final report and account of the
14 Chapter 13 Trustee which was acquired after the commencement of the Chapter 13 case but
15 before the entry of this conversion order;

16 b) a schedule of executory contracts entered into or assumed after the
17 commencement of the Chapter 13 case but before the entry of this conversion order;

18 c). a schedule of unpaid debts not listed in the final report and account of the
19 Chapter 13 Trustee which were incurred after the commencement of the Chapter 13 case but
20 before the entry of this conversion order, as required by Federal Rule of Bankruptcy Procedure
21 1019(5); and
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23 d). a statement of intention with respect to retention or surrender of property
24 securing consumer debts, as required by 11 U.S.C. § 521(2)(A), and Federal Rule of Bankruptcy
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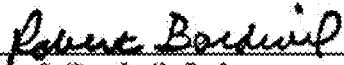
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1 Procedure 1019(1)(B), and conforming to Official Form 8A.

2 e) file a new means test, form 22a

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4 DATED:

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6 **Dated:** January 04, 2010

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9 Robert S. Bardwil, Judge
10 United States Bankruptcy Court
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28 ORDER CONVERTING CASE FROM CHAPTER 13 TO CHAPTER 7